

**IN THE UNITED STATES DISTRICT COURT FOR
THE SOUTHERN DISTRICT OF WEST VIRGINIA**

HUNTINGTON DIVISION

OHIO VALLEY ENVIRONMENTAL
COALITION, INC., et al.,

Plaintiffs,

v.

CIVIL ACTION NO. 3:10-0836

INDEPENDENCE COAL COMPANY, INC., et al.,

Defendants.

ORDER

The Court has been advised by counsel of the pending settlement of the remaining issues in this action. Counsel anticipate submitting a proposed consent decree shortly. Accordingly, the Court **CONTINUES** the final settlement conference and trial currently scheduled for this week pending further order of the Court and **SCHEDULES** a telephonic status conference for **August 22, 2011 at 1:15 P.M.** If, during the status conference, it appears the parties are unable to settle the remaining claims, the Court will then schedule a new trial date. The Court **DIRECTS** the Clerk to send a copy of this Order to counsel of record and any unrepresented parties.

ENTER: August 9, 2011

A handwritten signature in black ink, appearing to read 'Robert C. Chambers', is written over a horizontal line.

ROBERT C. CHAMBERS
UNITED STATES DISTRICT JUDGE